

VIRGINIA:

## BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

**REVISED SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 01-0116-0867**ELECTIONS: UNIT E-16  
(herein "Subject Drilling Unit")REPORT OF BOARDFINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of modifying and supplementing the Order previously in the captioned matter on May 8, 2001 which was recorded at Deed Book 524, Page 655 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on May 25, 2001, and completing the record regarding elections.

Findings: The Board finds that: After the entry of the aforementioned Supplemental Order in this matter, the Applicant and the parties/respondents identified in the annexed affidavit entered into a voluntary agreement whereby the said respondents assigned all of their right title and interest in the said Unit to the Applicant.

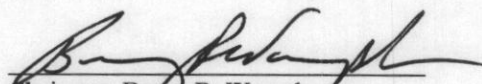
Order: By this Order, the Board dismisses the parties identified in the annexed affidavit as respondents and cancels their participation elections in the Unit in question. In addition, to the extent escrow was required and to the extent it pertained to the elections and interests of the respondents hereby dismissed, the Applicant is hereby directed to provide the Board with reconciliation of its and the Escrow Agents records so that any funds affected by this Order may be disbursed in an appropriate manner.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow or who is hereby dismissed and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 1<sup>st</sup> day of July, 2003, by a majority of the Virginia Gas and Oil Board.

  
Chairman, Benny R. Wampler

STATE OF VIRGINIA  
COUNTY OF WISE

Acknowledged on this 1<sup>st</sup> day of July, 2003, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Diane J. Davis  
Susan G. Garrett  
Notary

My commission expires: 9/30/05.

DONE AND PERFORMED THIS 2<sup>nd</sup> day of July, 2003, by Order of the Board.

B. R. Wilson  
B. R. Wilson,  
Principal Executive to the Board

STATE OF VIRGINIA  
COUNTY OF WASHINGTON

Acknowledged on this 2<sup>nd</sup> day of July, 2003, personally before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, being duly sworn did depose and say that he is Director of the Division of Gas & Oil Board and Principal Executive to the Board, that he executed the same and was authorized to do so.

Diane J. Davis  
Diane J. Davis, Notary

My commission expires: 9/30/05.

VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit E-16  
VGOB 01-0116-0867 in the North & South Grundy Districts of Buchanan County, Virginia

AFFIDAVIT OF Consol Energy Inc. (herein "Designated Operator") REGARDING ELECTIONS, ESCROW  
AND SUPPLEMENTAL ORDER

Leslie K. Arrington, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Gas Company LLC, as a Manager - Environmental / Permitting and  
is duly authorized to make this affidavit on behalf of CNX Gas Company LLC, the designated operator,

That after the entry of a Supplemental Order in this matter, the Applicant and the parties/respondents identified  
below entered into a voluntary agreement whereby the said respondents assigned all of their right, title and interest  
in the said Unit to the Applicant:

Darrell Alvin Daniels, et ux., Leon Yates, Deborah B. Ogle, John R. Lark, GeoMet, Inc. and  
Highland Resources, Inc.

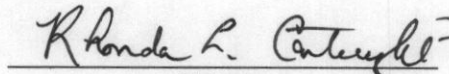
That the following persons should be dismissed as respondents:

Darrell Alvin Daniels, et ux., Leon Yates, Deborah B. Ogle, John R. Lark, GeoMet, Inc.,  
Highland Resources, Inc. and Plum Creek Timberlands, L.P.

Dated at Tazewell, Virginia, this 27<sup>th</sup> day of June, 2003.

  
Leslie K. Arrington

Taken, subscribed and sworn to before me by Leslie K. Arrington as Manager - Environmental / Permitting of  
CNX Gas Company LLC, on behalf of the corporate Designated Operator, this 27<sup>th</sup> day of  
June, 2003.

  
Notary

My commission expires: 10/31/05



PROPERTY LINES SHOWN WERE TAKEN FROM MAPS  
PROVIDED BY CONSOL INC. AND WERE NOT SURVEYED

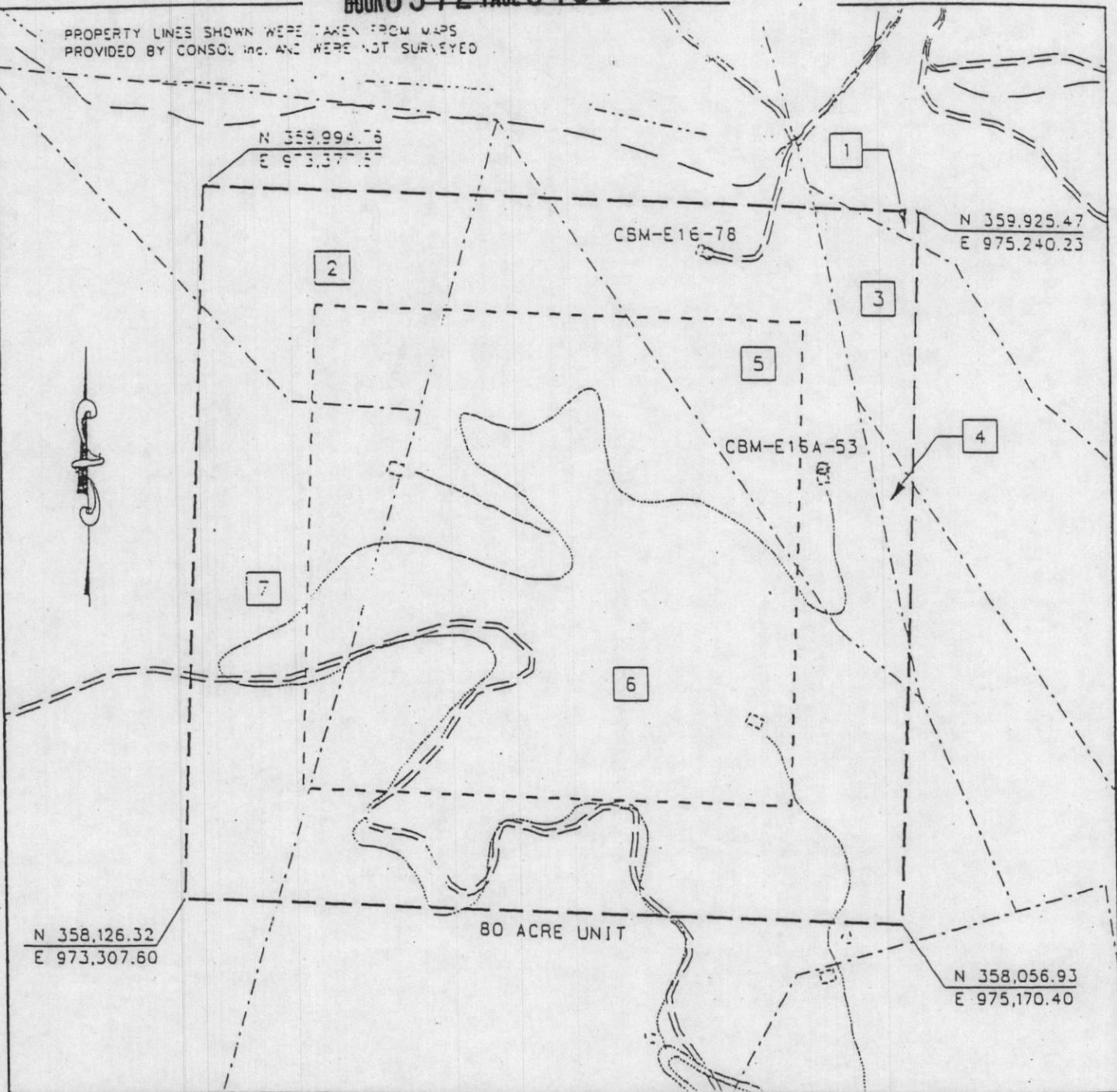


EXHIBIT A  
OAKWOOD FIELD UNIT E-16  
FORCE POOLING  
VGOB-01-0116-0867

Company CONSOL Energy Inc. Well Name and Number UNIT E16  
Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Grundy  
County Buchanan District North Grundy/South Grundy Scale: 1" = 400' Date 12/13/00  
This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

December 13, 2000

## CONSOL ENERGY INC.

## UNIT E-16

## Tract Identifications

1. Yukon Pocahontas, et al. Tr. 80 - Coal, Oil & Gas  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
Buchanan Production Company - CBM Leased  
Jewell Coal & Coke Company - Surface  
0.18 acres                      0.2250 %
2. Darrell Alvin Daniels, et ux. - Fee  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
7.59 acres                      9.4875 %
3. North American Timber Corp. Tr. 5 - Fee  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
Buchanan Production Company - CBM Leased  
2.65 acres                      3.3125 %
4. Erma R. Runals, et al. - Coal, Oil & Gas  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
Buchanan Production Company - Oil, Gas and CBM Leased  
0.75 acres                      0.9375 %
5. Earl W. Yates, et al. (Heirs of Louisa B. Yates) - Coal, Oil & Gas  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
Buchanan Production Company - CBM Leased (15/32)  
Darrell Alvin Daniels, et ux. - Surface  
11.33 acres                      14.1625 %
6. North American Timber Corp. Tr. 5 - Fee  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
Buchanan Production Company - CBM Leased  
44.42 acres                      55.5250 %
7. Yukon Pocahontas, et al. Tr. 14 - Coal, Oil & Gas  
Coal Lessee  
Island Creek Coal Company - Below Drainage Coal Leased  
Jewell Smokeless Coal Corp - Tiller and Above Coal Leased  
Buchanan Production Company - CBM Leased  
13.08 acres                      16.3500 %



Exhibit B-2  
Unit E-16

Docket # VGOB-01-0116-0867

List of Respondents to be Dismissed

	Acres in Unit	Percent of Unit	Interest in 4 East Panel 10.9514%	Interest in 5 East Panel 49.3376%	Interest in 6 East Panel 49.7978%	Interest in 7 East Panel 39.3101%	Reason for Dismissal
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I. GOAL FEE OWNERSHIP

Tract #2, 7.59 acres

- (1) Darrell Alvin Daniels, et ux.  
P.O. Box 398  
Grundy, VA 24614

7.59 acres 9.488% 1.03901% 4.68090% 4.72457% 3.72955% Leased

Tract #3, 2.65 acres

- (1) Plum Creek Timberlands, L.P., Tr.6  
(prev. North American Timber Corp.)  
Natural Resources Department  
100 Peachtree Street NW, Suite 2650  
Atlanta, GA 30303

2.65 acres 3.313% 0.36277% 1.63431% 1.64955% 1.30215% Leased

CBM LESSEE:

- (a) GeoMet, Inc.  
5336 Stadium Trace Parkway, Suite 206  
Birmingham, AL 35244

Leased

- (a) Highland Resources, Inc.  
100 Peachtree Street NW, Suite 2650  
Atlanta, GA 30303

Leased

Tract #5, 11.33 acres

- (1) Earl W. Yates, et al.  
Heirs of Richard & Louise B. Yates

11.33 acres 14.1625% 1.55099% 6.98744% 7.05261% 5.56729%

- (a) Leon Yates  
c/o Cathy Bailey  
7 Oak Lane  
Bluefield, WV 24701

Leased

- (b) Deborah B. Ogle  
3000 Skippers Ridge  
Powhatan, VA 23139

Leased

- (dd) John R. Lark  
1415 Hollyhock Circle  
Apopka, FL 32703

Leased

1.42 1/8 of 11.33 acres

0.19387%

0.88158%

0.69591%

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Exhibit B-2  
Unit E-16

Docket # VGOB-01-0116-0867

List of Respondents to be Dismissed

	Acres in Unit	Percent of Unit	Interest in 4 East Panel 10.9514%	Interest in 5 East Panel 49.3376%	Interest in 6 East Panel 49.7978%	Interest in 7 East Panel 39.3101%	Reason for Dismissal
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II. OIL & GAS FEE OWNERSHIP

Tract #2, 7.59 acres

- (1) Darrell Alvin Daniels, et ux.  
P.O. Box 398  
Grundy, VA 24614

3.72955%  
Leased

Tract #3, 2.65 acres

- (1) Plum Creek Timberlands, L.P.  
(prev. North American Timber Corp.)  
Natural Resources Department  
100 Peachtree Street NW, Suite 2650  
Atlanta, GA 30303

1.30215%  
Leased

CBM LESSEE:

- (a) GeoMet, Inc.  
5336 Stadium Trace Parkway, Suite 206  
Birmingham, AL 35244

Leased

- (a) Highland Resources, Inc.  
100 Peachtree Street NW, Suite 2650  
Atlanta, GA 30303

Leased

Tract #5, 11.33 acres

- (1) Earl W. Yates, et al.  
Heirs of Richard & Louise B. Yates

5.56729%

- (a) Leon Yates  
c/o Cathy Bailey  
7 Oak Lane  
Bluefield, WV 24701

0.69591%  
Leased

- (b) Deborah B. Ogle  
3000 Skippers Ridge  
Powhatan, VA 23139

Leased

- (dd) John R. Lark  
1415 Hollyhock Circle  
Apopka, FL 32703

Leased

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Exhibit B-3  
Unit E-16  
Docket # VGOB-01-0116-0867  
List of Unleased Owners/Claimants

		Acres in Unit	Percent of Unit	Interest In 4 East Panel 10.9514%	Interest In 5 East Panel 49.3376%	Interest In 6 East Panel 49.7978%	Interest In 7 East Panel 39.3101%
<b>I. COAL FEE OWNERSHIP</b>							
<u>Tract #5, 11.33 acres</u>							
(1)	Earl W. Yates, et al. Heirs of Richard & Louise B. Yates	11.33 acres	14.1625%	1.55099%	6.98744%	7.05261%	5.56729%
(c)	Thomas L. Belcher 2212 Kirby Road Richmond, VA 23224	0.09 1/128 of 11.33 acres	0.1106%	0.01212%	0.05459%	0.05510%	0.04349%
(d)	Gregory S. Belcher Rt.1 Box 289 Cumberland, VA 23040	0.09 1/128 of 11.33 acres	0.1106%	0.01212%	0.05459%	0.05510%	0.04349%
(e)	Christine B. Hooper 1000 Newbys Bridge Road Chesterfield, VA 23832	0.09 1/128 of 11.33 acres	0.1106%	0.01212%	0.05459%	0.05510%	0.04349%
(bb)	Craig A. Horn 901 Paul Drive Beaufort, SC 29902	0.09 1/120 of 11.33 acres	0.1180%	0.01292%	0.05823%	0.05877%	0.04639%
(cc)	Anna Marie S. Tressner P.O. Box 324 Boones Mill, VA 24065	0.09 1/120 of 11.33 acres	0.1180%	0.01292%	0.05823%	0.05877%	0.04639%
<b>II. OIL &amp; GAS FEE OWNERSHIP</b>							
<u>Tract #5, 11.33 acres</u>							
(1)	Earl W. Yates, et al. Heirs of Richard & Louise B. Yates	11.33 acres	14.1625%	1.55099%	6.98744%	7.05261%	5.56729%
(c)	Thomas L. Belcher 2212 Kirby Road Richmond, VA 23224	0.09 1/128 of 11.33 acres	0.1106%	0.01212%	0.05459%	0.05510%	0.04349%
(d)	Gregory S. Belcher Rt.1 Box 289 Cumberland, VA 23040	0.09 1/128 of 11.33 acres	0.1106%	0.01212%	0.05459%	0.05510%	0.04349%



Exhibit B-3  
Unit E-16  
Docket # VGOB-01-0116-0867  
List of Unleased Owners/Claimants

Acres in Unit	Percent of Unit	Interest in 4 East Panel 10.9514%	Interest in 5 East Panel 49.3376%	Interest in 6 East Panel 49.7978%	Interest in 7 East Panel 39.3101%
Christine B. Hooper 00 Newbys Bridge Road Westfield, VA 23832	0.1106%	0.01212%	0.05459%	0.05510%	0.04349%
0.09 1/128 of 11.33 acres					
raig A. Horn 1 Paul Drive aufort, SC 29902	0.1180%	0.01292%	0.05823%	0.05877%	0.04639%
0.09 1/120 of 11.33 acres					
na Marie S. Tressner D. Box 324 ones Mill, VA 24065	0.1180%	0.01292%	0.05823%	0.05877%	0.04639%
0.09 1/120 of 11.33 acres					

RECORDED IN THE CLERK'S  
OFFICE OF BUCHANAN COUNTY  
JULY 2, 2003  
JAMES M. BEVINS, JR.  
CLERK

VIRGINIA: In the Clerk's Office of the Circuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforesaid and is, together with the certificate of acknowledgment annexed, admitted to record this 27th day of July, 20 03.  
Deed Book No. 27th and Page No. 445.  
Returned to: Shirley S. Miller TESTE: Shirley S. Miller James M. Bevins, Jr., Clerk  
Deputy Clerk